

House File 646 - Reprinted

HOUSE FILE 646

BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO HSB 189)

(As Amended and Passed by the House April 4, 2011)

A BILL FOR

1 An Act relating to and making appropriations to certain state
2 departments, agencies, funds, and certain other entities,
3 providing for regulatory authority, and other properly
4 related matters, and including effective date provisions.
5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

DIVISION I

FY 2011-2012

Section 1. DEPARTMENT OF ADMINISTRATIVE SERVICES.

1. There is appropriated from the general fund of the state to the department of administrative services for the fiscal year beginning July 1, 2011, and ending June 30, 2012, the following amounts, or so much thereof as is necessary, to be used for the purposes designated, and for not more than the following full-time equivalent positions:

a. For salaries, support, maintenance, and miscellaneous purposes:

.....	\$	4,020,344
.....	FTEs	84.18

b. For the payment of utility costs:

.....	\$	2,939,400
.....	FTEs	1.00

Notwithstanding section 8.33, any excess funds appropriated for utility costs in this lettered paragraph shall not revert to the general fund of the state at the end of the fiscal year but shall remain available for expenditure for the purposes of this lettered paragraph during the succeeding fiscal year.

c. For Terrace Hill operations:

.....	\$	405,914
.....	FTEs	6.88

d. For the I3 distribution account:

.....	\$	3,478,000
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e. For operations and maintenance of the Iowa building:

.....	\$	1,018,185
.....	FTEs	4.00

2. Members of the general assembly serving as members of the deferred compensation advisory board shall be entitled to receive per diem and necessary travel and actual expenses pursuant to section 2.10, subsection 5, while carrying out their official duties as members of the board.

3. Any funds and premiums collected by the department for

1 workers' compensation shall be segregated into a separate
2 workers' compensation fund in the state treasury to be used
3 for payment of state employees' workers' compensation claims
4 and administrative costs. Notwithstanding section 8.33,
5 unencumbered or unobligated moneys remaining in this workers'
6 compensation fund at the end of the fiscal year shall not
7 revert but shall be available for expenditure for purposes of
8 the fund for subsequent fiscal years.

9 Sec. 2. REVOLVING FUNDS. There is appropriated to the
10 department of administrative services for the fiscal year
11 beginning July 1, 2011, and ending June 30, 2012, from the
12 revolving funds designated in chapter 8A and from internal
13 service funds created by the department such amounts as the
14 department deems necessary for the operation of the department
15 consistent with the requirements of chapter 8A.

16 Sec. 3. FUNDING FOR IOWACCESS.

17 1. Notwithstanding section 321A.3, subsection 1, for the
18 fiscal year beginning July 1, 2011, and ending June 30, 2012,
19 the first \$750,000 collected and transferred by the department
20 of transportation to the treasurer of state with respect to the
21 fees for transactions involving the furnishing of a certified
22 abstract of a vehicle operating record under section 321A.3,
23 subsection 1, shall be transferred to the IowAccess revolving
24 fund for the purposes of developing, implementing, maintaining,
25 and expanding electronic access to government records as
26 provided by law.

27 2. All fees collected with respect to transactions
28 involving IowAccess shall be deposited in the IowAccess
29 revolving fund and shall be used only for the support of
30 IowAccess projects.

31 3. For the fiscal year beginning July 1, 2011, and ending
32 June 30, 2012, there is appropriated from the IowAccess
33 revolving fund, to the office of the secretary of state \$75,000
34 for costs associated with decennial redistricting.

35 Sec. 4. STATE EMPLOYEE HEALTH INSURANCE ADMINISTRATION

1 CHARGE. For the fiscal year beginning July 1, 2011, and ending
2 June 30, 2012, the monthly per contract administrative charge
3 which may be assessed by the department of administrative
4 services shall be \$2 per contract on all health insurance plans
5 administered by the department.

6 Sec. 5. AUDITOR OF STATE.

7 1. There is appropriated from the general fund of the state
8 to the office of the auditor of state for the fiscal year
9 beginning July 1, 2011, and ending June 30, 2012, the following
10 amount, or so much thereof as is necessary, to be used for
11 the purposes designated, and for not more than the following
12 full-time equivalent positions:

13 For salaries, support, maintenance, and miscellaneous
14 purposes:

15	\$	935,529
16	FTEs	103.00

17 2. The auditor of state may retain additional full-time
18 equivalent positions as is reasonable and necessary to
19 perform governmental subdivision audits which are reimbursable
20 pursuant to section 11.20 or 11.21, to perform audits which are
21 requested by and reimbursable from the federal government, and
22 to perform work requested by and reimbursable from departments
23 or agencies pursuant to section 11.5A or 11.5B. The auditor
24 of state shall notify the department of management, the
25 legislative fiscal committee, and the legislative services
26 agency of the additional full-time equivalent positions
27 retained.

28 Sec. 6. IOWA ETHICS AND CAMPAIGN DISCLOSURE BOARD. There
29 is appropriated from the general fund of the state to the
30 Iowa ethics and campaign disclosure board for the fiscal year
31 beginning July 1, 2011, and ending June 30, 2012, the following
32 amount, or so much thereof as is necessary, for the purposes
33 designated:

34 For salaries, support, maintenance, and miscellaneous
35 purposes, and for not more than the following full-time

1 equivalent positions:

2 \$ 475,000
 3 FTEs 5.00

4 Sec. 7. DEPARTMENT OF COMMERCE.

5 1. There is appropriated from the general fund of the
 6 state to the department of commerce for the fiscal year
 7 beginning July 1, 2011, and ending June 30, 2012, the following
 8 amounts, or so much thereof as is necessary, for the purposes
 9 designated:

10 a. ALCOHOLIC BEVERAGES DIVISION

11 (1) For salaries, support, maintenance, and miscellaneous
 12 purposes, and for not more than the following full-time
 13 equivalent positions:

14 \$ 1,220,391
 15 FTEs 21.00

16 (2) Of the funds appropriated pursuant to this paragraph,
 17 \$60,000 shall be used to establish and implement a web-based
 18 alcohol compliance employee training program for alcoholic
 19 beverage sales personnel.

20 b. PROFESSIONAL LICENSING AND REGULATION BUREAU

21 For salaries, support, maintenance, and miscellaneous
 22 purposes, and for not more than the following full-time
 23 equivalent positions:

24 \$ 609,353
 25 FTEs 12.00

26 2. There is appropriated from the department of commerce
 27 revolving fund created in section 546.12 to the department of
 28 commerce for the fiscal year beginning July 1, 2011, and ending
 29 June 30, 2012, the following amounts, or so much thereof as is
 30 necessary, for the purposes designated:

31 a. BANKING DIVISION

32 For salaries, support, maintenance, and miscellaneous
 33 purposes, and for not more than the following full-time
 34 equivalent positions:

35 \$ 8,851,670

1 FTEs 80.00

2 b. CREDIT UNION DIVISION

3 For salaries, support, maintenance, and miscellaneous

4 purposes, and for not more than the following full-time

5 equivalent positions:

6 \$ 1,727,995

7 FTEs 19.00

8 c. INSURANCE DIVISION

9 (1) For salaries, support, maintenance, and miscellaneous

10 purposes, and for not more than the following full-time

11 equivalent positions:

12 \$ 4,983,244

13 FTEs 106.50

14 (2) The insurance division may reallocate authorized

15 full-time equivalent positions as necessary to respond to

16 accreditation recommendations or requirements. The insurance

17 division expenditures for examination purposes may exceed the

18 projected receipts, refunds, and reimbursements, estimated

19 pursuant to section 505.7, subsection 7, including the

20 expenditures for retention of additional personnel, if the

21 expenditures are fully reimbursable and the division first does

22 both of the following:

23 (a) Notifies the department of management, the legislative

24 services agency, and the legislative fiscal committee of the

25 need for the expenditures.

26 (b) Files with each of the entities named in subparagraph

27 division (a) the legislative and regulatory justification for

28 the expenditures, along with an estimate of the expenditures.

29 d. UTILITIES DIVISION

30 (1) For salaries, support, maintenance, and miscellaneous

31 purposes, and for not more than the following full-time

32 equivalent positions:

33 \$ 8,173,069

34 FTEs 79.00

35 (2) The utilities division may expend additional funds,

1 including funds for additional personnel, if those additional
 2 expenditures are actual expenses which exceed the funds
 3 budgeted for utility regulation and the expenditures are fully
 4 reimbursable. Before the division expends or encumbers an
 5 amount in excess of the funds budgeted for regulation, the
 6 division shall first do both of the following:

7 (a) Notify the department of management, the legislative
 8 services agency, and the legislative fiscal committee of the
 9 need for the expenditures.

10 (b) File with each of the entities named in subparagraph
 11 division (a) the legislative and regulatory justification for
 12 the expenditures, along with an estimate of the expenditures.

13 (3) In addition to the funds otherwise appropriated to the
 14 division in subparagraph (1), and contingent upon the enactment
 15 of legislation during the 2011 legislative session relating
 16 to the permitting, licensing, construction, and operation of
 17 nuclear generation facilities and establishing rate-making
 18 principles in relation thereto, for salaries, support,
 19 maintenance, and miscellaneous purposes, and for not more than
 20 the following full-time equivalent positions:

21	\$	500,000
22	FTEs	3.50

23 3. CHARGES. Each division and the office of consumer
 24 advocate shall include in its charges assessed or revenues
 25 generated an amount sufficient to cover the amount stated
 26 in its appropriation and any state-assessed indirect costs
 27 determined by the department of administrative services.

28 Sec. 8. DEPARTMENT OF COMMERCE — PROFESSIONAL LICENSING
 29 AND REGULATION BUREAU. There is appropriated from the housing
 30 trust fund of the Iowa finance authority created in section
 31 16.181, to the bureau of professional licensing and regulation
 32 of the banking division of the department of commerce for the
 33 fiscal year beginning July 1, 2011, and ending June 30, 2012,
 34 the following amount, or so much thereof as is necessary, to be
 35 used for the purposes designated:

1 For salaries, support, maintenance, and miscellaneous
2 purposes:

3 \$ 62,317

4 Sec. 9. GOVERNOR AND LIEUTENANT GOVERNOR. There is
5 appropriated from the general fund of the state to the offices
6 of the governor and the lieutenant governor for the fiscal year
7 beginning July 1, 2011, and ending June 30, 2012, the following
8 amounts, or so much thereof as is necessary, to be used for the
9 purposes designated:

10 1. GENERAL OFFICE

11 For salaries, support, maintenance, and miscellaneous
12 purposes for the general office of the governor and the general
13 office of the lieutenant governor, and for not more than the
14 following full-time equivalent positions:

15 \$ 2,063,492

16 FTEs 21.00

17 2. TERRACE HILL QUARTERS

18 For salaries, support, maintenance, and miscellaneous
19 purposes for the governor's quarters at Terrace Hill, and for
20 not more than the following full-time equivalent positions:

21 \$ 124,533

22 FTEs 1.88

23 Sec. 10. GOVERNOR'S OFFICE OF DRUG CONTROL POLICY. There
24 is appropriated from the general fund of the state to the
25 governor's office of drug control policy for the fiscal year
26 beginning July 1, 2011, and ending June 30, 2012, the following
27 amount, or so much thereof as is necessary, to be used for the
28 purposes designated:

29 For salaries, support, maintenance, and miscellaneous
30 purposes, including statewide coordination of the drug abuse
31 resistance education (D.A.R.E.) programs or similar programs,
32 and for not more than the following full-time equivalent
33 positions:

34 \$ 326,043

35 FTEs 8.00

1 Sec. 11. DEPARTMENT OF HUMAN RIGHTS. There is appropriated
 2 from the general fund of the state to the department of human
 3 rights for the fiscal year beginning July 1, 2011, and ending
 4 June 30, 2012, the following amounts, or so much thereof as is
 5 necessary, to be used for the purposes designated:

6 1. CENTRAL ADMINISTRATION DIVISION

7 For salaries, support, maintenance, and miscellaneous
 8 purposes, and for not more than the following full-time
 9 equivalent positions:

10	\$	235,890
11	FTEs	7.00

12 2. COMMUNITY ADVOCACY AND SERVICES DIVISION

13 For salaries, support, maintenance, and miscellaneous
 14 purposes, and for not more than the following full-time
 15 equivalent positions:

16	\$	820,135
17	FTEs	17.00

18 3. CRIMINAL AND JUVENILE JUSTICE PLANNING DIVISION

19 For salaries, support, maintenance, and miscellaneous
 20 purposes, and for not more than the following full-time
 21 equivalent positions:

22	\$	1,023,892
23	FTEs	10.00

24 The criminal and juvenile justice planning advisory council
 25 and the juvenile justice advisory council shall coordinate
 26 their efforts in carrying out their respective duties relative
 27 to juvenile justice.

28 Sec. 12. DEPARTMENT OF INSPECTIONS AND APPEALS. There
 29 is appropriated from the general fund of the state to the
 30 department of inspections and appeals for the fiscal year
 31 beginning July 1, 2011, and ending June 30, 2012, the following
 32 amounts, or so much thereof as is necessary, for the purposes
 33 designated:

34 1. ADMINISTRATION DIVISION

35 For salaries, support, maintenance, and miscellaneous

1 purposes, and for not more than the following full-time
2 equivalent positions:

3 \$ 1,537,715
4 FTEs 37.40

5 2. ADMINISTRATIVE HEARINGS DIVISION

6 For salaries, support, maintenance, and miscellaneous
7 purposes, and for not more than the following full-time
8 equivalent positions:

9 \$ 528,753
10 FTEs 23.00

11 3. INVESTIGATIONS DIVISION

12 a. For salaries, support, maintenance, and miscellaneous
13 purposes, and for not more than the following full-time
14 equivalent positions:

15 \$ 1,168,639
16 FTEs 58.50

17 b. The department, in coordination with the investigations
18 division, shall provide a report to the general assembly by
19 January 10, 2012, concerning the fiscal impact of additional
20 full-time equivalent positions on the department's efforts
21 relative to the Medicaid divestiture program under chapter
22 249F.

23 4. HEALTH FACILITIES DIVISION

24 a. For salaries, support, maintenance, and miscellaneous
25 purposes, and for not more than the following full-time
26 equivalent positions:

27 \$ 3,525,541
28 FTEs 134.75

29 b. The department shall, in coordination with the health
30 facilities division, make the following information available
31 to the public in a timely manner, to include providing the
32 information on the department's internet website, during the
33 fiscal year beginning July 1, 2011, and ending June 30, 2012:

34 (1) The number of inspections conducted by the division
35 annually by type of service provider and type of inspection.

1 (2) The total annual operations budget for the division,
2 including general fund appropriations and federal contract
3 dollars received by type of service provider inspected.

4 (3) The total number of full-time equivalent positions in
5 the division, to include the number of full-time equivalent
6 positions serving in a supervisory capacity, and serving as
7 surveyors, inspectors, or monitors in the field by type of
8 service provider inspected.

9 (4) Identification of state and federal survey trends,
10 cited regulations, the scope and severity of deficiencies
11 identified, and federal and state fines assessed and collected
12 concerning nursing and assisted living facilities and programs.

13 c. It is the intent of the general assembly that the
14 department and division continuously solicit input from
15 facilities regulated by the division to assess and improve
16 the division's level of collaboration and to identify new
17 opportunities for cooperation.

18 5. EMPLOYMENT APPEAL BOARD

19 a. For salaries, support, maintenance, and miscellaneous
20 purposes, and for not more than the following full-time
21 equivalent positions:

22	\$	42,215
23	FTEs	14.00

24 b. The employment appeal board shall be reimbursed by
25 the labor services division of the department of workforce
26 development for all costs associated with hearings conducted
27 under chapter 91C, related to contractor registration. The
28 board may expend, in addition to the amount appropriated under
29 this subsection, additional amounts as are directly billable
30 to the labor services division under this subsection and to
31 retain the additional full-time equivalent positions as needed
32 to conduct hearings required pursuant to chapter 91C.

33 6. CHILD ADVOCACY BOARD

34 a. For foster care review and the court appointed special
35 advocate program, including salaries, support, maintenance, and

1 miscellaneous purposes, and for not more than the following
2 full-time equivalent positions:

3 \$ 2,404,771
4 FTEs 40.80

5 b. The department of human services, in coordination with
6 the child advocacy board and the department of inspections and
7 appeals, shall submit an application for funding available
8 pursuant to Tit. IV-E of the federal Social Security Act for
9 claims for child advocacy board administrative review costs.

10 c. The court appointed special advocate program shall
11 investigate and develop opportunities for expanding
12 fund-raising for the program.

13 d. Administrative costs charged by the department of
14 inspections and appeals for items funded under this subsection
15 shall not exceed 4 percent of the amount appropriated in this
16 subsection.

17 Sec. 13. DEPARTMENT OF INSPECTIONS AND APPEALS — MUNICIPAL
18 CORPORATION FOOD INSPECTIONS. For the fiscal year beginning
19 July 1, 2011, and ending June 30, 2012, the department of
20 inspections and appeals shall retain any license fees generated
21 during the fiscal year as a result of actions under section
22 137F.3A occurring during the period beginning July 1, 2009,
23 and ending June 30, 2011, for the purpose of enforcing the
24 provisions of chapters 137C, 137D, and 137F.

25 Sec. 14. DEPARTMENT OF INSPECTIONS AND APPEALS —
26 HEALTH CARE FACILITIES INSPECTIONS. Notwithstanding any
27 provision of section 135C.16 to the contrary, inspections of
28 health care facilities that are only state-licensed and not
29 certified under the Medicare or Medicaid programs shall not be
30 inspected by the department of inspections and appeals every
31 thirty months, but only as provided pursuant to sections 135C.9
32 and 135C.38.

33 Sec. 15. RACING AND GAMING COMMISSION.

34 1. RACETRACK REGULATION

35 There is appropriated from the gaming regulatory revolving

1 fund established in section 99F.20 to the racing and gaming
 2 commission of the department of inspections and appeals for the
 3 fiscal year beginning July 1, 2011, and ending June 30, 2012,
 4 the following amount, or so much thereof as is necessary, to be
 5 used for the purposes designated:

6 For salaries, support, maintenance, and miscellaneous
 7 purposes for the regulation of pari-mutuel racetracks, and for
 8 not more than the following full-time equivalent positions:
 9 \$ 2,511,440
 10 FTEs 28.53

11 2. EXCURSION BOAT AND GAMBLING STRUCTURE REGULATION

12 There is appropriated from the gaming regulatory revolving
 13 fund established in section 99F.20 to the racing and gaming
 14 commission of the department of inspections and appeals for the
 15 fiscal year beginning July 1, 2011, and ending June 30, 2012,
 16 the following amount, or so much thereof as is necessary, to be
 17 used for the purposes designated:

18 For salaries, support, maintenance, and miscellaneous
 19 purposes for administration and enforcement of the excursion
 20 boat gambling and gambling structure laws, and for not more
 21 than the following full-time equivalent positions:
 22 \$ 3,078,100
 23 FTEs 44.22

24 Sec. 16. ROAD USE TAX FUND APPROPRIATION — DEPARTMENT OF
 25 INSPECTIONS AND APPEALS. There is appropriated from the road
 26 use tax fund created in section 312.1 to the administrative
 27 hearings division of the department of inspections and appeals
 28 for the fiscal year beginning July 1, 2011, and ending June 30,
 29 2012, the following amount, or so much thereof as is necessary,
 30 for the purposes designated:

31 For salaries, support, maintenance, and miscellaneous
 32 purposes:
 33 \$ 1,623,897

34 Sec. 17. DEPARTMENT OF MANAGEMENT.

35 1. There is appropriated from the general fund of the state

1 to the department of management for the fiscal year beginning
2 July 1, 2011, and ending June 30, 2012, the following amounts,
3 or so much thereof as is necessary, to be used for the purposes
4 designated:

5 For salaries, support, maintenance, and miscellaneous
6 purposes, and for not more than the following full-time
7 equivalent positions:

8	\$	2,163,998
9	FTEs	25.00

10 2. Of the moneys appropriated in this section, the
11 department shall use a portion for enterprise resource
12 planning, providing for a salary model administrator,
13 conducting performance audits, and for the department's LEAN
14 process.

15 Sec. 18. ROAD USE TAX APPROPRIATION — DEPARTMENT OF
16 MANAGEMENT. There is appropriated from the road use tax fund
17 created in section 312.1 to the department of management for
18 the fiscal year beginning July 1, 2011, and ending June 30,
19 2012, the following amount, or so much thereof as is necessary,
20 to be used for the purposes designated:

21 For salaries, support, maintenance, and miscellaneous
22 purposes:

23	\$	56,000
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24 Sec. 19. DEPARTMENT OF REVENUE.

25 1. There is appropriated from the general fund of the state
26 to the department of revenue for the fiscal year beginning July
27 1, 2011, and ending June 30, 2012, the following amounts, or
28 so much thereof as is necessary, to be used for the purposes
29 designated:

30 For salaries, support, maintenance, and miscellaneous
31 purposes, and for not more than the following full-time
32 equivalent positions:

33	\$	17,615,484
34	FTEs	303.48

35 2. Of the funds appropriated pursuant to this section,

1 \$400,000 shall be used to pay the direct costs of compliance
2 related to the collection and distribution of local sales and
3 services taxes imposed pursuant to chapters 423B and 423E.

4 3. The director of revenue shall prepare and issue a state
5 appraisal manual and the revisions to the state appraisal
6 manual as provided in section 421.17, subsection 17, without
7 cost to a city or county.

8 Sec. 20. MOTOR VEHICLE FUEL TAX APPROPRIATION. There is
9 appropriated from the motor fuel tax fund created by section
10 452A.77 to the department of revenue for the fiscal year
11 beginning July 1, 2011, and ending June 30, 2012, the following
12 amount, or so much thereof as is necessary, to be used for the
13 purposes designated:

14 For salaries, support, maintenance, miscellaneous purposes,
15 and for administration and enforcement of the provisions of
16 chapter 452A and the motor vehicle use tax program:

17 \$ 1,305,775

18 Sec. 21. SECRETARY OF STATE.

19 1. There is appropriated from the general fund of the state
20 to the office of the secretary of state for the fiscal year
21 beginning July 1, 2011, and ending June 30, 2012, the following
22 amounts, or so much thereof as is necessary, to be used for the
23 purposes designated:

24 For salaries, support, maintenance, and miscellaneous
25 purposes, and for not more than the following full-time
26 equivalent positions:

27 \$ 2,895,585

28 FTEs 45.00

29 2. The state department or state agency which provides
30 data processing services to support voter registration file
31 maintenance and storage shall provide those services without
32 charge.

33 Sec. 22. SECRETARY OF STATE FILING FEES REFUND.

34 Notwithstanding the obligation to collect fees pursuant to the
35 provisions of section 490.122, subsection 1, paragraphs "a" and

1 "s", and section 504.113, subsection 1, paragraphs "a", "c",
 2 "d", "j", "k", "l", and "m", for the fiscal year beginning July
 3 1, 2011, the secretary of state may refund these fees to the
 4 filer pursuant to rules established by the secretary of state.
 5 The decision of the secretary of state not to issue a refund
 6 under rules established by the secretary of state is final and
 7 not subject to review pursuant to chapter 17A.

8 Sec. 23. TREASURER.

9 1. There is appropriated from the general fund of the
 10 state to the office of treasurer of state for the fiscal year
 11 beginning July 1, 2011, and ending June 30, 2012, the following
 12 amount, or so much thereof as is necessary, to be used for the
 13 purposes designated:

14 For salaries, support, maintenance, and miscellaneous
 15 purposes, and for not more than the following full-time
 16 equivalent positions:

17	\$	854,289
18	FTEs	28.80

19 2. The office of treasurer of state shall supply clerical
 20 and secretarial support for the executive council.

21 Sec. 24. ROAD USE TAX APPROPRIATION — OFFICE OF TREASURER
 22 OF STATE. There is appropriated from the road use tax fund
 23 created in section 312.1 to the office of treasurer of state
 24 for the fiscal year beginning July 1, 2011, and ending June 30,
 25 2012, the following amount, or so much thereof as is necessary,
 26 to be used for the purposes designated:

27 For enterprise resource management costs related to the
 28 distribution of road use tax funds:

29	\$	93,148
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30 Sec. 25. IPERS — GENERAL OFFICE. There is appropriated
 31 from the Iowa public employees' retirement system fund to the
 32 Iowa public employees' retirement system for the fiscal year
 33 beginning July 1, 2011, and ending June 30, 2012, the following
 34 amount, or so much thereof as is necessary, to be used for the
 35 purposes designated:

1 For salaries, support, maintenance, and other operational
 2 purposes to pay the costs of the Iowa public employees'
 3 retirement system, and for not more than the following
 4 full-time equivalent positions:

5 \$ 17,686,968
 6 FTEs 90.13

7 Sec. 26. FINANCIAL PROCESSES — REVIEW.

8 1. The department of administrative services, in
 9 consultation with the department of management, shall implement
 10 and administer a procedure for reviewing the financial
 11 processes of each state agency. The financial processes to
 12 be reviewed include accounting and servicing claims, timely
 13 payments of vendors, settlement of payment disputes, and
 14 reduction of errors in the claims process. The reviews shall
 15 be completed in an expedited manner. At the completion of
 16 the review of each agency, the department of administrative
 17 services shall submit a report to the general assembly
 18 regarding the findings and recommendations of the department.

19 2. The department of human services shall be the first
 20 department reviewed by the department of administrative
 21 services. The review of the department of human services shall
 22 be completed by September 1, 2011.

23 Sec. 27. STATE CAPITOL SIDEWALK HEATING —
 24 DISCONNECTION. The department of administrative services
 25 shall disconnect electricity to the heated sidewalk installed
 26 in the entry walkway on the East side of the state capitol
 27 building, and shall not reconnect the electricity without the
 28 authorization of the general assembly.

29 Sec. 28. Section 8A.361, Code 2011, is amended to read as
 30 follows:

31 **8A.361 Vehicle assignment — authority in department.**

32 The department shall provide for the assignment of all
 33 ~~state-owned~~ motor vehicles to be utilized by all state officers
 34 and employees, and ~~to be~~ by all state offices, departments,
 35 bureaus, and commissions, except the state department of

1 transportation, institutions under the control of the state
2 board of regents, the department for the blind, and any other
3 agencies exempted by law.

4 Sec. 29. Section 8A.362, subsection 4, paragraphs a through
5 c, Code 2011, are amended to read as follows:

6 a. The director shall provide for the purchase of ~~all~~ motor
7 vehicles for all branches of the state government, except the
8 state department of transportation, institutions under the
9 control of the state board of regents, the department for the
10 blind, and any other state agency exempted by law, which are
11 not rented or leased pursuant to section 8A.367. The director
12 shall purchase new vehicles in accordance with competitive
13 bidding procedures for items or services as provided in
14 this subchapter. The director may purchase used or preowned
15 vehicles at governmental or dealer auctions if the purchase is
16 determined to be in the best interests of the state.

17 b. The director, and any other state agency, which for
18 purposes of this subsection includes but is not limited to
19 community colleges and institutions under the control of the
20 state board of regents, or local governmental subdivisions
21 purchasing new motor vehicles, shall purchase ~~new passenger~~
22 motor vehicles and light trucks, which are not rented or leased
23 pursuant to section 8A.367, so that the average fuel efficiency
24 for the fleet of new passenger vehicles and light trucks
25 purchased in that year equals or exceeds the average fuel
26 economy standard for the vehicles' model year as established by
27 the United States secretary of transportation under 15 U.S.C.
28 § 2002. This paragraph does not apply to vehicles purchased
29 for law enforcement purposes or used for off-road maintenance
30 work, or work vehicles used to pull loaded trailers.

31 c. Not later than June 15 of each year, the director
32 shall report compliance with the corporate average fuel
33 economy standards published by the United States secretary
34 of transportation for ~~new~~ assigned motor vehicles, other
35 than motor vehicles purchased by the state department of

1 transportation, institutions under the control of the state
 2 board of regents, the department for the blind, and any other
 3 state agency exempted from the requirements of this subsection.
 4 The report of compliance shall classify the vehicles ~~purchased~~
 5 assigned for the current vehicle model year using the following
 6 categories: passenger automobiles, enforcement automobiles,
 7 vans, and light trucks. The director shall deliver a copy
 8 of the report to the office of energy independence. As used
 9 in this paragraph, "*corporate average fuel economy*" means the
 10 corporate average fuel economy as defined in 49 C.F.R. § 533.5.

11 Sec. 30. Section 8A.362, subsection 5, Code 2011, is amended
 12 by striking the subsection.

13 Sec. 31. Section 8A.362, subsections 7 through 9, Code 2011,
 14 are amended to read as follows:

15 7. The director may authorize the establishment of motor
 16 pools consisting of a number of ~~state-owned~~ state-assigned
 17 motor vehicles under the director's supervision. The director
 18 may store the motor vehicles in a public or private garage. If
 19 the director establishes a motor pool, any state officer or
 20 employee desiring the use of a ~~state-owned~~ state-assigned motor
 21 vehicle on state business shall notify the director of the need
 22 for a vehicle within a reasonable time prior to actual use of
 23 the motor vehicle. The director may assign a motor vehicle
 24 from the motor pool to the state officer or employee, or from
 25 the vendor awarded a contract pursuant to section 8A.367. If
 26 two or more state officers or employees desire the use of a
 27 ~~state-owned~~ state-assigned motor vehicle for a trip to the
 28 same destination for the same length of time, the director may
 29 assign one vehicle to make the trip.

30 8. The director shall require that a sign be placed on
 31 each state-owned motor vehicle in a conspicuous place which
 32 indicates its ownership by the state. This requirement
 33 shall not apply to motor vehicles requested to be exempt by
 34 the director or by the commissioner of public safety. All
 35 state-owned motor vehicles shall display registration plates

1 bearing the word "official" except motor vehicles requested to
2 be furnished with ordinary plates by the director or by the
3 commissioner of public safety pursuant to section 321.19. The
4 director shall keep an accurate record of the registration
5 plates used on all state-owned motor vehicles. This subsection
6 shall not apply to an assigned vehicle rented or leased
7 pursuant to section 8A.367.

8 9. All fuel used in ~~state-owned~~ state-assigned automobiles
9 shall be purchased at cost from the various installations
10 or garages of the state department of transportation, state
11 board of regents, department of human services, or state motor
12 pools throughout the state, unless the state-owned sources
13 for the purchase of fuel are not reasonably accessible. If
14 the director determines that state-owned sources for the
15 purchase of fuel are not reasonably accessible, the director
16 shall authorize the purchase of fuel from other sources. The
17 director may prescribe a manner, other than the use of the
18 revolving fund, in which the purchase of fuel from state-owned
19 sources is charged to the state agency responsible for the
20 use of the motor vehicle. The director shall prescribe the
21 manner in which oil and other normal motor vehicle maintenance
22 for state-owned motor vehicles may be purchased from private
23 sources, if they cannot be reasonably obtained from a state
24 motor pool. The director may advertise for bids and award
25 contracts in accordance with competitive bidding procedures
26 for items and services as provided in this subchapter for
27 furnishing fuel, oil, grease, and vehicle replacement parts for
28 all state-owned motor vehicles. The director and other state
29 agencies, when advertising for bids for gasoline, shall also
30 seek bids for ethanol blended gasoline.

31 Sec. 32. Section 8A.363, subsection 1, Code 2011, is amended
32 to read as follows:

33 1. A state officer or employee shall not use a ~~state-owned~~
34 state-assigned motor vehicle for personal private use. A
35 state officer or employee shall not be compensated for driving

1 a privately owned motor vehicle unless it is done on state
 2 business with the approval of the director. In that case
 3 the state officer or employee shall receive an amount to be
 4 determined by the director. The amount shall not exceed
 5 the maximum allowable under the federal internal revenue
 6 service rules per mile, notwithstanding established mileage
 7 requirements or depreciation allowances. However, the director
 8 may authorize private motor vehicle rates in excess of the
 9 rate allowed under the federal internal revenue service rules
 10 for state business use of substantially modified or specially
 11 equipped privately owned vehicles required by persons with
 12 disabilities. A statutory provision establishing reimbursement
 13 for necessary mileage, travel, or actual expenses to a state
 14 officer falls under the private motor vehicle mileage rate
 15 limitation provided in this section unless specifically
 16 provided otherwise. Any peace officer employed by the state
 17 as defined in section 801.4 who is required to use a private
 18 motor vehicle in the performance of official duties shall
 19 receive the private vehicle mileage rate at the rate provided
 20 in this section. However, the director may delegate authority
 21 to officials of the state, and department heads, for the
 22 use of private vehicles on state business up to a yearly
 23 mileage figure established by the director. If a state motor
 24 vehicle has been assigned to a state officer or employee, the
 25 officer or employee shall not collect mileage for the use of a
 26 privately owned motor vehicle unless the state motor vehicle
 27 assigned is not usable.

28 Sec. 33. NEW SECTION. 8A.367 State-owned passenger vehicles
 29 — disposition and sale — fleet privatization.

30 1. For purposes of this section, "*passenger vehicles*"
 31 means United States environmental protection agency designated
 32 compact sedans, compact wagon, midsize sedans, midsize wagons,
 33 full-size sedans, and passenger minivans, and additional
 34 vehicle classes determined by the department to be able to be
 35 reasonably supported by a private entity for rental or leasing.

1 "*Passenger vehicles*" does not mean utility vehicles, vans other
 2 than passenger minivans, fire trucks, ambulances, motor homes,
 3 buses, medium-duty and heavy-duty trucks, heavy construction
 4 equipment, and other highway maintenance vehicles, vehicles
 5 assigned for law enforcement purposes, and any other classes of
 6 vehicles of limited application approved by the director of the
 7 department of administrative services.

8 2. On or before September 30, 2011, the department shall
 9 implement a request for proposal process to enter into a
 10 contract for the purpose of state passenger vehicle rental or
 11 leasing from a private entity. Prior to awarding a contract, a
 12 private entity shall demonstrate the following:

13 a. Existence of sufficient inventory of passenger vehicles
 14 within this state to accommodate the needs of the state in
 15 assigning passenger vehicles.

16 b. Existence of adequate personnel in any county within
 17 the state where rental and leasing activity can be supported
 18 to satisfy the terms of the contract in renting or leasing
 19 state-assigned vehicles.

20 c. Existence of adequate personnel to facilitate the
 21 sale and disposition of the existing state-owned passenger
 22 vehicles returned to the department pursuant to subsection 3 or
 23 otherwise under the control of the department. Notwithstanding
 24 the provisions of section 8A.364 to the contrary, proceeds from
 25 the sale of motor vehicles as provided by this subsection shall
 26 be credited to the fund from which the motor vehicles were
 27 purchased.

28 3. By March 1, 2012, the department shall award a vehicle
 29 rental or leasing contract to a private entity, and shall
 30 assign passenger vehicles for rental or lease pursuant to that
 31 contract, to the extent the department determines doing so
 32 would be economically feasible and financially advantageous.
 33 By March 1, 2012, all state-assigned passenger vehicles
 34 designated for use by multiple drivers, and located in any
 35 county of this state which can support the operation of a

1 private entity for rental and leasing purposes, which the
2 department determines would be suitable for rental or leasing
3 shall be returned to the department for use and disposition as
4 provided in this section.

5 4. Notwithstanding any other provision of state law to the
6 contrary, a private entity awarded a contract pursuant to this
7 section shall not be required to indemnify or hold harmless the
8 state for any liability the state might have to any third party
9 due to the negligence of the state or any of its employees.

10 5. The department shall conduct an ongoing evaluation
11 regarding the economic advantages of renting or leasing
12 state-assigned vehicles versus state ownership of such
13 vehicles, and shall accordingly adjust the number of vehicles
14 subject to the rental and leasing contract pursuant to this
15 section at intervals specified in the contract.

16 Sec. 34. Section 99D.14, subsection 2, paragraph b, Code
17 2011, is amended to read as follows:

18 b. Notwithstanding sections 8.60 and 99D.17, the portion of
19 the fee paid pursuant to paragraph "a" relating to the costs
20 of special agents plus any direct and indirect support costs
21 for the agents, for the division of criminal investigation's
22 racetrack activities, shall not be deposited in the general
23 fund of the state but instead shall be deposited into either
24 the gaming enforcement revolving fund established in section
25 80.43 or the gaming regulatory revolving fund established in
26 section 99F.20, as determined by the department.

27 Sec. 35. Section 99F.10, subsection 4, paragraph b, Code
28 2011, is amended to read as follows:

29 b. Notwithstanding sections 8.60 and 99F.4, the portion of
30 the fee paid pursuant to paragraph "a" relating to the costs
31 of special agents and officers plus any direct and indirect
32 support costs for the agents and officers, for the division of
33 criminal investigation's excursion gambling boat or gambling
34 structure activities, shall not be deposited in the general
35 fund of the state but instead shall be deposited into either

1 the gaming enforcement revolving fund established in section
2 80.43 or the gaming regulatory revolving fund established in
3 section 99F.20, as determined by the department.

4 Sec. 36. NEW SECTION. 99F.20 Gaming regulatory revolving
5 fund.

6 1. A gaming regulatory revolving fund is created in the
7 state treasury under the control of the department. The fund
8 shall consist of fees collected and deposited into the fund
9 paid by licensees pursuant to section 99D.14, subsection 2,
10 paragraph "b", and fees paid by licensees pursuant to section
11 99F.10, subsection 4, paragraph "b". All costs relating to
12 racetrack, excursion boat, and gambling structure regulation
13 shall be paid from the fund as provided in appropriations made
14 for this purpose by the general assembly.

15 2. To meet the department's cash flow needs, the department
16 may temporarily use funds from the general fund of the state
17 to pay expenses in excess of moneys available in the revolving
18 fund if those additional expenditures are fully reimbursable
19 and the department reimburses the general fund of the state
20 and ensures all moneys are repaid in full by the close of the
21 fiscal year. Because any general fund moneys used shall be
22 fully reimbursed, such temporary use of funds from the general
23 fund of the state shall not constitute an appropriation for
24 purposes of calculating the state general fund expenditure
25 limitation pursuant to section 8.54.

26 3. Section 8.33 does not apply to any moneys credited or
27 appropriated to the revolving fund from any other fund and,
28 notwithstanding section 12C.7, subsection 2, earnings or
29 interest on moneys deposited in the revolving fund shall be
30 credited to the revolving fund.

31 Sec. 37. REPEAL. 2009 Iowa Acts, chapter 179, section 146,
32 is repealed.

33 Sec. 38. CODE EDITOR DIRECTIVE. The Code editor is directed
34 to change the words "state-owned" to "state-assigned", to the
35 extent not otherwise changed pursuant to this Act, in Code

1 sections 8A.362, 8A.363, 8A.364, and 8A.366.

2 Sec. 39. EFFECTIVE UPON ENACTMENT. The section of this
3 Act directing the department of administrative services to
4 disconnect electricity to the heated sidewalk installed at the
5 state capitol building, being deemed of immediate importance,
6 takes effect upon enactment.

7 DIVISION II

8 FY 2012-2013

9 Sec. 40. DEPARTMENT OF ADMINISTRATIVE SERVICES.

10 1. There is appropriated from the general fund of the state
11 to the department of administrative services for the fiscal
12 year beginning July 1, 2012, and ending June 30, 2013, the
13 following amounts, or so much thereof as is necessary, to be
14 used for the purposes designated, and for not more than the
15 following full-time equivalent positions:

16 a. For salaries, support, maintenance, and miscellaneous
17 purposes:

18	\$	4,020,344
19	FTEs	84.18

20 b. For the payment of utility costs:

21	\$	2,939,400
22	FTEs	1.00

23 Notwithstanding section 8.33, any excess funds appropriated
24 for utility costs in this lettered paragraph shall not revert
25 to the general fund of the state at the end of the fiscal year
26 but shall remain available for expenditure for the purposes of
27 this lettered paragraph during the succeeding fiscal year.

28 c. For Terrace Hill operations:

29	\$	405,914
30	FTEs	6.88

31 d. For the I3 distribution account:

32	\$	2,728,000
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33 e. For operations and maintenance of the Iowa building:

34	\$	1,018,185
35	FTEs	4.00

1 2. Members of the general assembly serving as members of
2 the deferred compensation advisory board shall be entitled
3 to receive per diem and necessary travel and actual expenses
4 pursuant to section 2.10, subsection 5, while carrying out
5 their official duties as members of the board.

6 3. Any funds and premiums collected by the department for
7 workers' compensation shall be segregated into a separate
8 workers' compensation fund in the state treasury to be used
9 for payment of state employees' workers' compensation claims
10 and administrative costs. Notwithstanding section 8.33,
11 unencumbered or unobligated moneys remaining in this workers'
12 compensation fund at the end of the fiscal year shall not
13 revert but shall be available for expenditure for purposes of
14 the fund for subsequent fiscal years.

15 Sec. 41. REVOLVING FUNDS. There is appropriated to the
16 department of administrative services for the fiscal year
17 beginning July 1, 2012, and ending June 30, 2013, from the
18 revolving funds designated in chapter 8A and from internal
19 service funds created by the department such amounts as the
20 department deems necessary for the operation of the department
21 consistent with the requirements of chapter 8A.

22 Sec. 42. FUNDING FOR IOWACCESS.

23 1. Notwithstanding section 321A.3, subsection 1, for the
24 fiscal year beginning July 1, 2012, and ending June 30, 2013,
25 the first \$750,000 collected and transferred by the department
26 of transportation to the treasurer of state with respect to the
27 fees for transactions involving the furnishing of a certified
28 abstract of a vehicle operating record under section 321A.3,
29 subsection 1, shall be transferred to the IowAccess revolving
30 fund for the purposes of developing, implementing, maintaining,
31 and expanding electronic access to government records as
32 provided by law.

33 2. All fees collected with respect to transactions
34 involving IowAccess shall be deposited in the IowAccess
35 revolving fund and shall be used only for the support of

1 IowAccess projects.

2 Sec. 43. STATE EMPLOYEE HEALTH INSURANCE ADMINISTRATION
3 CHARGE. For the fiscal year beginning July 1, 2012, and ending
4 June 30, 2013, the monthly per contract administrative charge
5 which may be assessed by the department of administrative
6 services shall be \$2 per contract on all health insurance plans
7 administered by the department.

8 Sec. 44. AUDITOR OF STATE.

9 1. There is appropriated from the general fund of the state
10 to the office of the auditor of state for the fiscal year
11 beginning July 1, 2012, and ending June 30, 2013, the following
12 amount, or so much thereof as is necessary, to be used for
13 the purposes designated, and for not more than the following
14 full-time equivalent positions:

15 For salaries, support, maintenance, and miscellaneous
16 purposes:

17	\$	935,529
18	FTEs	103.00

19 2. The auditor of state may retain additional full-time
20 equivalent positions as is reasonable and necessary to
21 perform governmental subdivision audits which are reimbursable
22 pursuant to section 11.20 or 11.21, to perform audits which are
23 requested by and reimbursable from the federal government, and
24 to perform work requested by and reimbursable from departments
25 or agencies pursuant to section 11.5A or 11.5B. The auditor
26 of state shall notify the department of management, the
27 legislative fiscal committee, and the legislative services
28 agency of the additional full-time equivalent positions
29 retained.

30 Sec. 45. IOWA ETHICS AND CAMPAIGN DISCLOSURE BOARD. There
31 is appropriated from the general fund of the state to the
32 Iowa ethics and campaign disclosure board for the fiscal year
33 beginning July 1, 2012, and ending June 30, 2013, the following
34 amount, or so much thereof as is necessary, for the purposes
35 designated:

1 For salaries, support, maintenance, and miscellaneous
 2 purposes, and for not more than the following full-time
 3 equivalent positions:

4 \$ 475,000
 5 FTEs 5.00

6 Sec. 46. DEPARTMENT OF COMMERCE.

7 1. There is appropriated from the general fund of the
 8 state to the department of commerce for the fiscal year
 9 beginning July 1, 2012, and ending June 30, 2013, the following
 10 amounts, or so much thereof as is necessary, for the purposes
 11 designated:

12 a. ALCOHOLIC BEVERAGES DIVISION

13 For salaries, support, maintenance, and miscellaneous
 14 purposes, and for not more than the following full-time
 15 equivalent positions:

16 \$ 1,220,391
 17 FTEs 21.00

18 b. PROFESSIONAL LICENSING AND REGULATION BUREAU

19 For salaries, support, maintenance, and miscellaneous
 20 purposes, and for not more than the following full-time
 21 equivalent positions:

22 \$ 609,353
 23 FTEs 12.00

24 2. There is appropriated from the department of commerce
 25 revolving fund created in section 546.12 to the department of
 26 commerce for the fiscal year beginning July 1, 2012, and ending
 27 June 30, 2013, the following amounts, or so much thereof as is
 28 necessary, for the purposes designated:

29 a. BANKING DIVISION

30 For salaries, support, maintenance, and miscellaneous
 31 purposes, and for not more than the following full-time
 32 equivalent positions:

33 \$ 8,851,670
 34 FTEs 80.00

35 b. CREDIT UNION DIVISION

1 For salaries, support, maintenance, and miscellaneous
 2 purposes, and for not more than the following full-time
 3 equivalent positions:

4 \$ 1,727,995
 5 FTEs 19.00

6 c. INSURANCE DIVISION

7 (1) For salaries, support, maintenance, and miscellaneous
 8 purposes, and for not more than the following full-time
 9 equivalent positions:

10 \$ 4,983,244
 11 FTEs 106.50

12 (2) The insurance division may reallocate authorized
 13 full-time equivalent positions as necessary to respond to
 14 accreditation recommendations or requirements. The insurance
 15 division expenditures for examination purposes may exceed the
 16 projected receipts, refunds, and reimbursements, estimated
 17 pursuant to section 505.7, subsection 7, including the
 18 expenditures for retention of additional personnel, if the
 19 expenditures are fully reimbursable and the division first does
 20 both of the following:

21 (a) Notifies the department of management, the legislative
 22 services agency, and the legislative fiscal committee of the
 23 need for the expenditures.

24 (b) Files with each of the entities named in subparagraph
 25 division (a) the legislative and regulatory justification for
 26 the expenditures, along with an estimate of the expenditures.

27 d. UTILITIES DIVISION

28 (1) For salaries, support, maintenance, and miscellaneous
 29 purposes, and for not more than the following full-time
 30 equivalent positions:

31 \$ 8,173,069
 32 FTEs 79.00

33 (2) The utilities division may expend additional funds,
 34 including funds for additional personnel, if those additional
 35 expenditures are actual expenses which exceed the funds

1 budgeted for utility regulation and the expenditures are fully
2 reimbursable. Before the division expends or encumbers an
3 amount in excess of the funds budgeted for regulation, the
4 division shall first do both of the following:

5 (a) Notify the department of management, the legislative
6 services agency, and the legislative fiscal committee of the
7 need for the expenditures.

8 (b) File with each of the entities named in subparagraph
9 division (a) the legislative and regulatory justification for
10 the expenditures, along with an estimate of the expenditures.

11 (3) In addition to the funds otherwise appropriated to the
12 division in subparagraph (1), and contingent upon the enactment
13 of legislation during the 2011 legislative session relating
14 to the permitting, licensing, construction, and operation of
15 nuclear generation facilities and establishing rate-making
16 principles in relation thereto, for salaries, support,
17 maintenance, and miscellaneous purposes, and for not more than
18 the following full-time equivalent positions:

19	\$	750,000
20	FTEs	5.00

21 3. CHARGES. Each division and the office of consumer
22 advocate shall include in its charges assessed or revenues
23 generated an amount sufficient to cover the amount stated
24 in its appropriation and any state-assessed indirect costs
25 determined by the department of administrative services.

26 Sec. 47. DEPARTMENT OF COMMERCE — PROFESSIONAL LICENSING
27 AND REGULATION BUREAU. There is appropriated from the housing
28 trust fund of the Iowa finance authority created in section
29 16.181, to the bureau of professional licensing and regulation
30 of the banking division of the department of commerce for the
31 fiscal year beginning July 1, 2012, and ending June 30, 2013,
32 the following amount, or so much thereof as is necessary, to be
33 used for the purposes designated:

34 For salaries, support, maintenance, and miscellaneous
35 purposes:

1 \$ 62,317

2 Sec. 48. GOVERNOR AND LIEUTENANT GOVERNOR. There is
3 appropriated from the general fund of the state to the offices
4 of the governor and the lieutenant governor for the fiscal year
5 beginning July 1, 2012, and ending June 30, 2013, the following
6 amounts, or so much thereof as is necessary, to be used for the
7 purposes designated:

8 1. GENERAL OFFICE

9 For salaries, support, maintenance, and miscellaneous
10 purposes for the general office of the governor and the general
11 office of the lieutenant governor, and for not more than the
12 following full-time equivalent positions:

13 \$ 2,063,492

14 FTEs 21.00

15 2. TERRACE HILL QUARTERS

16 For salaries, support, maintenance, and miscellaneous
17 purposes for the governor's quarters at Terrace Hill, and for
18 not more than the following full-time equivalent positions:

19 \$ 124,533

20 FTEs 1.88

21 Sec. 49. GOVERNOR'S OFFICE OF DRUG CONTROL POLICY. There
22 is appropriated from the general fund of the state to the
23 governor's office of drug control policy for the fiscal year
24 beginning July 1, 2012, and ending June 30, 2013, the following
25 amount, or so much thereof as is necessary, to be used for the
26 purposes designated:

27 For salaries, support, maintenance, and miscellaneous
28 purposes, including statewide coordination of the drug abuse
29 resistance education (D.A.R.E.) programs or similar programs,
30 and for not more than the following full-time equivalent
31 positions:

32 \$ 326,043

33 FTEs 8.00

34 Sec. 50. DEPARTMENT OF HUMAN RIGHTS. There is appropriated
35 from the general fund of the state to the department of human

1 rights for the fiscal year beginning July 1, 2012, and ending
2 June 30, 2013, the following amounts, or so much thereof as is
3 necessary, to be used for the purposes designated:

4 1. CENTRAL ADMINISTRATION DIVISION

5 For salaries, support, maintenance, and miscellaneous
6 purposes, and for not more than the following full-time
7 equivalent positions:

8	\$	235,890
9	FTEs	7.00

10 2. COMMUNITY ADVOCACY AND SERVICES DIVISION

11 For salaries, support, maintenance, and miscellaneous
12 purposes, and for not more than the following full-time
13 equivalent positions:

14	\$	570,135
15	FTEs	17.00

16 3. CRIMINAL AND JUVENILE JUSTICE PLANNING DIVISION

17 For salaries, support, maintenance, and miscellaneous
18 purposes, and for not more than the following full-time
19 equivalent positions:

20	\$	1,023,892
21	FTEs	10.00

22 The criminal and juvenile justice planning advisory council
23 and the juvenile justice advisory council shall coordinate
24 their efforts in carrying out their respective duties relative
25 to juvenile justice.

26 Sec. 51. DEPARTMENT OF INSPECTIONS AND APPEALS. There
27 is appropriated from the general fund of the state to the
28 department of inspections and appeals for the fiscal year
29 beginning July 1, 2012, and ending June 30, 2013, the following
30 amounts, or so much thereof as is necessary, for the purposes
31 designated:

32 1. ADMINISTRATION DIVISION

33 For salaries, support, maintenance, and miscellaneous
34 purposes, and for not more than the following full-time
35 equivalent positions:

1 \$ 1,537,715
 2 FTEs 37.40

3 2. ADMINISTRATIVE HEARINGS DIVISION

4 For salaries, support, maintenance, and miscellaneous
 5 purposes, and for not more than the following full-time
 6 equivalent positions:

7 \$ 528,753
 8 FTEs 23.00

9 3. INVESTIGATIONS DIVISION

10 a. For salaries, support, maintenance, and miscellaneous
 11 purposes, and for not more than the following full-time
 12 equivalent positions:

13 \$ 1,168,639
 14 FTEs 58.50

15 b. The department, in coordination with the investigations
 16 division, shall provide a report to the general assembly by
 17 January 10, 2013, concerning the fiscal impact of additional
 18 full-time equivalent positions on the department's efforts
 19 relative to the Medicaid divestiture program under chapter
 20 249F.

21 4. HEALTH FACILITIES DIVISION

22 a. For salaries, support, maintenance, and miscellaneous
 23 purposes, and for not more than the following full-time
 24 equivalent positions:

25 \$ 3,525,541
 26 FTEs 134.75

27 b. The department shall, in coordination with the health
 28 facilities division, make the following information available
 29 to the public in a timely manner, to include providing the
 30 information on the department's internet website, during the
 31 fiscal year beginning July 1, 2012, and ending June 30, 2013:

32 (1) The number of inspections conducted by the division
 33 annually by type of service provider and type of inspection.

34 (2) The total annual operations budget for the division,
 35 including general fund appropriations and federal contract

1 dollars received by type of service provider inspected.

2 (3) The total number of full-time equivalent positions in
3 the division, to include the number of full-time equivalent
4 positions serving in a supervisory capacity, and serving as
5 surveyors, inspectors, or monitors in the field by type of
6 service provider inspected.

7 (4) Identification of state and federal survey trends,
8 cited regulations, the scope and severity of deficiencies
9 identified, and federal and state fines assessed and collected
10 concerning nursing and assisted living facilities and programs.

11 c. It is the intent of the general assembly that the
12 department and division continuously solicit input from
13 facilities regulated by the division to assess and improve
14 the division's level of collaboration and to identify new
15 opportunities for cooperation.

16 5. EMPLOYMENT APPEAL BOARD

17 a. For salaries, support, maintenance, and miscellaneous
18 purposes, and for not more than the following full-time
19 equivalent positions:

20	\$	42,215
21	FTEs	14.00

22 b. The employment appeal board shall be reimbursed by
23 the labor services division of the department of workforce
24 development for all costs associated with hearings conducted
25 under chapter 91C, related to contractor registration. The
26 board may expend, in addition to the amount appropriated under
27 this subsection, additional amounts as are directly billable
28 to the labor services division under this subsection and to
29 retain the additional full-time equivalent positions as needed
30 to conduct hearings required pursuant to chapter 91C.

31 6. CHILD ADVOCACY BOARD

32 a. For foster care review and the court appointed special
33 advocate program, including salaries, support, maintenance, and
34 miscellaneous purposes, and for not more than the following
35 full-time equivalent positions:

1 \$ 2,404,771
 2 FTEs 40.80

3 b. The department of human services, in coordination with
 4 the child advocacy board and the department of inspections and
 5 appeals, shall submit an application for funding available
 6 pursuant to Tit. IV-E of the federal Social Security Act for
 7 claims for child advocacy board administrative review costs.

8 c. The court appointed special advocate program shall
 9 investigate and develop opportunities for expanding
 10 fund-raising for the program.

11 d. Administrative costs charged by the department of
 12 inspections and appeals for items funded under this subsection
 13 shall not exceed 4 percent of the amount appropriated in this
 14 subsection.

15 Sec. 52. DEPARTMENT OF INSPECTIONS AND APPEALS — MUNICIPAL
 16 CORPORATION FOOD INSPECTIONS. For the fiscal year beginning
 17 July 1, 2012, and ending June 30, 2013, the department of
 18 inspections and appeals shall retain any license fees generated
 19 during the fiscal year as a result of actions under section
 20 137F.3A occurring during the period beginning July 1, 2009,
 21 and ending June 30, 2012, for the purpose of enforcing the
 22 provisions of chapters 137C, 137D, and 137F.

23 Sec. 53. DEPARTMENT OF INSPECTIONS AND APPEALS —
 24 HEALTH CARE FACILITIES INSPECTIONS. Notwithstanding any
 25 provision of section 135C.16 to the contrary, inspections of
 26 health care facilities that are only state-licensed and not
 27 certified under the Medicare or Medicaid programs shall not be
 28 inspected by the department of inspections and appeals every
 29 thirty months, but only as provided pursuant to sections 135C.9
 30 and 135C.38.

31 Sec. 54. RACING AND GAMING COMMISSION.

32 1. RACETRACK REGULATION

33 There is appropriated from the gaming regulatory revolving
 34 fund established in section 99F.20 to the racing and gaming
 35 commission of the department of inspections and appeals for the

1 fiscal year beginning July 1, 2012, and ending June 30, 2013,
2 the following amount, or so much thereof as is necessary, to be
3 used for the purposes designated:

4 For salaries, support, maintenance, and miscellaneous
5 purposes for the regulation of pari-mutuel racetracks, and for
6 not more than the following full-time equivalent positions:
7 \$ 2,511,440
8 FTEs 28.53

9 2. EXCURSION BOAT AND GAMBLING STRUCTURE REGULATION

10 There is appropriated from the gaming regulatory revolving
11 fund established in section 99F.20 to the racing and gaming
12 commission of the department of inspections and appeals for the
13 fiscal year beginning July 1, 2012, and ending June 30, 2013,
14 the following amount, or so much thereof as is necessary, to be
15 used for the purposes designated:

16 For salaries, support, maintenance, and miscellaneous
17 purposes for administration and enforcement of the excursion
18 boat gambling and gambling structure laws, and for not more
19 than the following full-time equivalent positions:
20 \$ 3,078,100
21 FTEs 44.22

22 Sec. 55. ROAD USE TAX FUND APPROPRIATION — DEPARTMENT OF
23 INSPECTIONS AND APPEALS. There is appropriated from the road
24 use tax fund created in section 312.1 to the administrative
25 hearings division of the department of inspections and appeals
26 for the fiscal year beginning July 1, 2012, and ending June 30,
27 2013, the following amount, or so much thereof as is necessary,
28 for the purposes designated:

29 For salaries, support, maintenance, and miscellaneous
30 purposes:
31 \$ 1,623,897

32 Sec. 56. DEPARTMENT OF MANAGEMENT.

33 1. There is appropriated from the general fund of the state
34 to the department of management for the fiscal year beginning
35 July 1, 2012, and ending June 30, 2013, the following amounts,

1 or so much thereof as is necessary, to be used for the purposes
2 designated:

3 For salaries, support, maintenance, and miscellaneous
4 purposes, and for not more than the following full-time
5 equivalent positions:

6	\$	2,163,998
7	FTEs	25.00

8 2. Of the moneys appropriated in this section, the
9 department shall use a portion for enterprise resource
10 planning, providing for a salary model administrator,
11 conducting performance audits, and for the department's LEAN
12 process.

13 Sec. 57. ROAD USE TAX APPROPRIATION — DEPARTMENT OF
14 MANAGEMENT. There is appropriated from the road use tax fund
15 created in section 312.1 to the department of management for
16 the fiscal year beginning July 1, 2012, and ending June 30,
17 2013, the following amount, or so much thereof as is necessary,
18 to be used for the purposes designated:

19 For salaries, support, maintenance, and miscellaneous
20 purposes:

21	\$	56,000
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22 Sec. 58. DEPARTMENT OF REVENUE.

23 1. There is appropriated from the general fund of the state
24 to the department of revenue for the fiscal year beginning July
25 1, 2012, and ending June 30, 2013, the following amounts, or
26 so much thereof as is necessary, to be used for the purposes
27 designated:

28 For salaries, support, maintenance, and miscellaneous
29 purposes, and for not more than the following full-time
30 equivalent positions:

31	\$	17,615,484
32	FTEs	303.48

33 2. Of the funds appropriated pursuant to this section,
34 \$400,000 shall be used to pay the direct costs of compliance
35 related to the collection and distribution of local sales and

1 services taxes imposed pursuant to chapters 423B and 423E.

2 3. The director of revenue shall prepare and issue a state
3 appraisal manual and the revisions to the state appraisal
4 manual as provided in section 421.17, subsection 17, without
5 cost to a city or county.

6 Sec. 59. MOTOR VEHICLE FUEL TAX APPROPRIATION. There is
7 appropriated from the motor fuel tax fund created by section
8 452A.77 to the department of revenue for the fiscal year
9 beginning July 1, 2012, and ending June 30, 2013, the following
10 amount, or so much thereof as is necessary, to be used for the
11 purposes designated:

12 For salaries, support, maintenance, miscellaneous purposes,
13 and for administration and enforcement of the provisions of
14 chapter 452A and the motor vehicle use tax program:

15 \$ 1,305,775

16 Sec. 60. SECRETARY OF STATE.

17 1. There is appropriated from the general fund of the state
18 to the office of the secretary of state for the fiscal year
19 beginning July 1, 2012, and ending June 30, 2013, the following
20 amounts, or so much thereof as is necessary, to be used for the
21 purposes designated:

22 For salaries, support, maintenance, and miscellaneous
23 purposes, and for not more than the following full-time
24 equivalent positions:

25 \$ 2,895,585

26 FTEs 45.00

27 2. The state department or state agency which provides
28 data processing services to support voter registration file
29 maintenance and storage shall provide those services without
30 charge.

31 Sec. 61. SECRETARY OF STATE FILING FEES REFUND.

32 Notwithstanding the obligation to collect fees pursuant to the
33 provisions of section 490.122, subsection 1, paragraphs "a" and
34 "s", and section 504.113, subsection 1, paragraphs "a", "c",
35 "d", "j", "k", "l", and "m", for the fiscal year beginning July

1 1, 2012, the secretary of state may refund these fees to the
 2 filer pursuant to rules established by the secretary of state.
 3 The decision of the secretary of state not to issue a refund
 4 under rules established by the secretary of state is final and
 5 not subject to review pursuant to chapter 17A.

6 Sec. 62. TREASURER.

7 1. There is appropriated from the general fund of the
 8 state to the office of treasurer of state for the fiscal year
 9 beginning July 1, 2012, and ending June 30, 2013, the following
 10 amount, or so much thereof as is necessary, to be used for the
 11 purposes designated:

12 For salaries, support, maintenance, and miscellaneous
 13 purposes, and for not more than the following full-time
 14 equivalent positions:

15	\$	854,289
16	FTEs	28.80

17 2. The office of treasurer of state shall supply clerical
 18 and secretarial support for the executive council.

19 Sec. 63. ROAD USE TAX APPROPRIATION — OFFICE OF TREASURER
 20 OF STATE. There is appropriated from the road use tax fund
 21 created in section 312.1 to the office of treasurer of state
 22 for the fiscal year beginning July 1, 2012, and ending June 30,
 23 2013, the following amount, or so much thereof as is necessary,
 24 to be used for the purposes designated:

25 For enterprise resource management costs related to the
 26 distribution of road use tax funds:

27	\$	93,148
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28 Sec. 64. IPERS — GENERAL OFFICE. There is appropriated
 29 from the Iowa public employees' retirement system fund to the
 30 Iowa public employees' retirement system for the fiscal year
 31 beginning July 1, 2012, and ending June 30, 2013, the following
 32 amount, or so much thereof as is necessary, to be used for the
 33 purposes designated:

34 For salaries, support, maintenance, and other operational
 35 purposes to pay the costs of the Iowa public employees'

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1 retirement system, and for not more than the following
2 full-time equivalent positions:
3 \$ 17,686,968
4 FTEs 90.13